For Utility, PCT, and Design Applications AUG 0 7 2002 · INSTRUCTIONS

MERCHANT & GOULD

United States Patent Application COMBINED DECLARATION AND POWER OF ATTORNEY

(As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below TRADEM next to my name; that

	I verily believe I am inventors are named belo	 the original, first a of the subject m 	and sole inventor (i atter which is claim	if only one nan ned and for whi	ne is listed below ich a patent is so	w) or a joint inventi- ought on the inventi-	on entitled:
nsert TITLE of invention	ANALYTIC M	ETHOD AND	REAGENT	FOR US	E THEREC)F	
*						-	
Check a or b	The specification of which	ch					
**	a. \square is attached hereto						
. 04- 2 * 3	b. 🗷 was filed on 21	December	2001				
If "b" checked, complete	b. 🗷 was filed on 21 as application serial no.	10/01986	66 ————				
	and was amended on					(if ap	pplicable)
If PCT Application	(in the case of PCT-filed	l application)					2204
Insert Int. application	described and claimed in	n international no.	PCT/NO01/	00480	filed30	November	2001
number & filing date	and as amended on		(if any), which I	have reviewed	and for which I	l solicit a United Sta	ites patent.
el .	I hereby state that I have amended by any amend	e reviewed and und	derstand the content				
	I acknowledge the duty Title 37, Code of Federa	to disclose inform	ation which is mate	erial to the exa n back side).	amination of this	s application in acc	ordance wi
	I hereby claim foreign pof inventor's certificate having a filing date before	priority benefits und	der Title 35, United	States Code, §	TELL ADDITIONS OF THE PERSON O	foreign application(for patent or invento	s) for paten or's certifica
Prior applications	a. II no such applicatio		•				
Check a or b	b. 🗷 such applications	have been filed as	follows:				
		EIGN APPLICATION	ON(S), IF ANY, CL	AIMING PRIC	RITY UNDER	35 USC § 119	
	COUNTRY	APPLIC	ATION NUMBER	DATE	E OF FILING month, year)	DATE OF (day, mont)	
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If "b" checked, complete			ON(S), IF ANY, FII	LED BEFORE	THE PRIORITY	APPLICATION(S) DATE OF	Teering
	COUNTRY		ATION NUMBER	DAT	E OF FILING , month, year)	(day, mont	1330E
· · · · · · · · · · · · · · · · · · ·							
	I hereby claim the bapplication(s) listed baprior United States a acknowledge the duty occurred between the	pplication in the n	nanner provided by	y the first para	agraph of Title	35, United States	Code§ 112 1.56(a) wh
For Continuation-in-Part (CIP) Applications, complete	U.S. APPLICATI	ION NUMBER	DATE OF F		STATUS (p	natented, pending, ab	andoned)
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Revised 1/8/99			L		1		

§ 1.56 Duty to disclose information material to patentability.

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct, The Office encourages applicants to carefully examine:
 - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with he filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - (1) Each inventor named in the application:
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

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Dalglish, Leslie E.	Reg. No. 40,579	Lynch, David W.	Reg. No. 36,204	Welter, Paul A.	Reg. No. 20,890
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Farber, Michael B.	Reg. No. 32,612	Mueller, Douglas P.	Reg. No. 30,300	Wood, William	Reg. P-42,236
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Cona, Charles E.	Mcg. 110. 20,030	a man, Janua III.			

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould to the contrary.

Please direct all correspondence in this case to Merchant, Gould, Smith, Edell, Welter & Schmidt at the address indicated below (or if no address is specified, the first address):

- 3100 Norwest Center, 90 SouthSeventh Street; Minneapolis, MN 55402-4131 (Telephone No. (612) 332-5300)
- Independence Plaza, Suite 1400; 1050 17th St.; Denver, CO 80265-0100 (Telephone No. (303) 357-1670)
- Westwood Gateway II, Suite 400; 11150 Santa Monica Boulevard; Los Angeles, CA 90025-3395 (Telephone No. (310) 445-1140)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Insert FULL name(s) AND address(es) of actual inventor(s)

100

	FULL NAME	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
2	OF INVENTOR	Sundrehagen	Erling	
	RESIDENCE &	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
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. 1	POST OFFICE	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
1	ADDRESS	P.O.Box 206 Økern	N-0510 Oslo	
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0	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	
2	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	
3	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
ASGNATURE OF INVENTOR 201 SIGNATURE OF INVENTOR 202 SIGNATURE OF INVENTOR 203				

Each inventor must sign & date

Note: No legalization or other witness required

Révised 1/8/99

DATE



INDEPENDENT INVENTOR(S)

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 C.F.R. 1.9(f)) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled <u>ANALYTIC METHOD AND REAGENT FOR USE THEREOF</u> described in

a)	the specification filed he provisional application s non-provisional applicat patent no, issued	erial no, filed ion serial no. <u>10/019866,</u> filed <u>21 Decem</u>	<u>ber 2001</u> .			
convey or licer under 37 C.F.R	ise, any rights in the invent. 1.9(c) if that person has	r licensed and am under no obligation un- tion to any person who could not be class made the invention, or to any concern whor a nonprofit organization under 37 C.F.	sified as an independent inventor hich would not qualify as a small			
Each person, coobligation under	oncern or organization to er contract or law to assign	which I have assigned, granted, conveyed n, grant, convey, or license any rights in t	l, or licensed or am under the invention is listed below:			
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entitlement to	small entity status prior to	plication or patent, notification of any chapaying, or at the time of paying, the earlaich status as a small entity is no longer a	iest of the issue fee or any			
information an willful false sta Title 18 of the	d belief are believed to be atements and the like so m United States Code, and t	e herein of my own knowledge are true are true; and further that these statements we hade are punishable by fine or imprisonme that such willful false statements may jeo or any patent to which this verified statements	ere made with the knowledge that ent, or both under Section 1001 of pardize the validity of the			
Erling Sundrel	nagen/)					
NAME OF IN	VENTOR July	NAME OF INVENTOR	NAME OF INVENTOR			
Signature of Inventor Signature of Inventor			Signature of Inventor			
Date	Date Date Date					
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